

REMARKS

The Office Action mailed on May 5, 2005, has been carefully reviewed and the foregoing amendments and following remarks are offered in response thereto. Applicant respectfully requests favorable reconsideration of this application, as amended.

Claims 1–15 were rejected under 35 U.S.C. § 112, second paragraph as being indefinite, and under 35 U.S.C. § 102(e) as being anticipated by Tsai et al. (US 2004/0249868). Claims 4, 5, 11 and 12 have been canceled without prejudice. Claims 1–3, 9 and 10 have been amended to overcome the indefiniteness rejection. Claims 6 and 11 have been amended to depend from Claims 1 and 9, respectively. Applicants respectfully submit that the pending claims are allowable over the prior art of record.

Claim 1 is directed to a method for controlling production and exportation and recites, *inter alia*, "a material lacking status of the receiving trading branch is marked in the client order data, a seller is changed from the receiving trading branch to a controlling trading branch, and product prices are adjusted to be lower," "determining that an exporting trading branch has better resources for product manufacturing and exportation based on the first processed order data," "a material lacking status of the controlling trading branch is marked in the first processed order data, a seller is changed from the controlling trading branch to the exporting trading branch, and the product prices are adjusted to be further lower" and "exporting manufactured products to the receiving trading branch via the exporting trading branch after completing the product manufacture."

Claim 9 is directed to a system for controlling production and exportation and recites, *inter alia*, "order items of the client order data are reset to be in a material lacking status, product prices are adjusted to be lower than those in the client order data, and a seller is changed from the receiving trading branch to a controlling trading branch," "the controlling trading branch determines that an exportation trading branch has better resources for product manufacturing and exportation based on the first processed order data" and "order items of the first processed order data are reset to be in a material lacking status, product prices are adjusted to be lower than those in the first processed order data, and a seller is changed from the controlling trading branch to a exporting trading branch, so as to allow the exporting trading branch to perform product manufacture and export manufactured products to the receiving trading branch."

Tsai discloses a method for estimating exportation time in which a manufacturer integrates client order data with material requirements and stock records, uploads these data to a server for processing and then downloads the calculated schedule along with other data. Tsai teaches that manufacturer 1 interacts with trading server 2 and database server 3, using terminal device 10, to upload client order data 300, material requirement data 301 and stock record data 302, and to download manufacturer schedule data 310, order reply data 311, abnormal condition data 312 and material insufficiency data 313. Exportation time estimation calculations are performed on trading server 2 and database server 3, although other alternatives are suggested. *See, e.g.,* Col. 1, Paragraph 0005; Col. 2, Paragraphs 0016 to 0023; FIGS. 1, 2. Tsai fails to disclose the claimed receiving trading branch, controlling trading branch and exporting trading branch, or determining that the exporting trading branch has better resources for product manufacturing and exportation. Furthermore, Tsai fails to disclose the claimed marking client order items to reflect a lack of materials, adjusting product prices lower, and changing a seller from one trading branch to another trading branch.

It follows then that Tsai fails to teach or suggest marking a lack of materials status in a client order, lowering the product price, changing the seller from the receiving trading branch to the controlling trading branch, determining that an exporting trading branch has better resources for product manufacturing and exportation based on the first processed order data, marking a lack of materials status in the first processed order data, lowering the product price a second time, changing the seller from the controlling trading branch to the exporting trading branch and then manufacturing the product at the exporting trading branch for shipment to the receiving trading branch, as recited by Claims 1 and 9. Moreover, Applicants submit that none of the remaining references, taken either singly or in combination, teaches or suggests these features.

Accordingly, Claims 1 and 9 are allowable over the cited references. Claims 2–3 and 6–8, depending from Claim 1, and Claims 10–11 and 14–15, depending from Claim 9, are also allowable, at least for the reasons discussed above.

Applicant respectfully requests that this application now be passed to issue, and a Notice of Allowance is respectfully solicited.

If any extension of time is required in connection with the filing of this paper and has not been requested separately, such extension is hereby requested.

The Commissioner is hereby authorized to charge any fees and to credit any overpayments that may be required by this paper under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 02-2135.

Respectfully submitted,

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